

Message

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Sent: 8/5/2016 3:51:24 PM
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Subject: Follow up re: Title VI Complaint nos. 12R-13-R4, 13R-16-R4, and 6R-03-04
Attachments: Procedural Safeguard checklist.docx 8-1-16.docx; LEP Training for Recipients 7.29.16.pptx

Good morning-

Thank you for meeting with EPA yesterday to discuss our follow up questions. We really appreciate your cooperation in this matter. As discussed, we are sending you the discussed questions and have attached the procedural safeguard checklist, and the limited English proficiency PowerPoint. Please let us know if you have any questions.

Arrowhead Complaint (12R-13-R4)

- Can additional clarification be provided to describe ADEM's follow-up in response to the complaints submitted by Ex. 6 Personal Privacy (PP) on April 15, 2015 and December 18, 2015, and March 11, 2016.

Dothan Complaint (13R-16-R4)

- What are the implications of the EMC considering the Administrative Law Judge's decision on the mootness issue during their upcoming meeting in relationship to ADEM's decision to revoke the permit modification application? (Already answered during the 8/4 call).

Tallassee Complaint (06R-03-R4)

- Complainants have stated that there has been an increase in vultures, wild dogs, "humongous" and plentiful deer, rabbits, squirrels, etc. near the facility as an issue. ADEM's online complaint system has no record of the public filing a complaint on this (or any) issue. Has ADEM been made aware of this via other means? Are there are new complaints yet to be entered into eFile system? Have they been addressed?
- Complainants raised concerns regarding odor near facility as being problematic and referenced a 2004 air filtration system purchased by a church located just outside the facility, but otherwise odor remains problematic for nearby residents. However, ADEM's online complaint system has no record of the public filing a complaint on this (or any) issue. Has ADEM been made aware of this via other means? Are there are new complaints yet to be entered into eFile system? Have they been addressed?

Procedural Safeguards Issues

- ND Coordinator: How are the coordinator's responsibilities carried out?
- ND Statement: Can ADEM make this statement more prominent on the website? Does ADEM publish this statement elsewhere for the public?

- Grievance Procedure: Does this differ from the 2004 version? How is this information disseminated to the public?
- Public Involvement: What guidance is made available to the public besides the Public Involvement Guide ADEM provided in the RFI response?
- Disabilities: Is there a clear statement of policy and specific processes ADEM provides? What was provided as section references does not clearly respond to the question.
- LEP: How did ADEM arrive at the decision to use Google Translate? Has ADEM received any feedback via the Civil Rights Assistance email address relating to translations? If so, please share? (Already answered during 8/4 call).
- Compliance Monitoring: Is there a more concrete response that ADEM can provide to this question? We do not have enough information to make a determination – providing a reference to the entire Title VI Program Manual as their short answer is too vague.
- Complaints: ADEM submitted a complaint tracking spreadsheet but also stated that they have not processed any Title VI complaints from the public other than those directly submitted to EPA. How does ADEM publicize this process?
- Answer to RFI itself: ADEM's responses to questions 1-9 of RFI heavily relied on reference to ADEM's Title VI Program Manual, is the Program Manual distributed to the public? If so, please describe.

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